

Message Text

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ORIGIN ORM-02

INFO OCT-01 ARA-06 ISO-00 DHA-02 VO-03 SCA-01 SY-05 IO-11

H-02 /033 R

DRAFTED BY D/HA/ORM:LARTHUR:CML

APPROVED BY D/A - JLCARLIN

D/HA/ORM - SLOWMAN

INS/CO - DPOWELL (SUBS)

ARA - GLISTER

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P 182051Z FEB 76

FM SECSTATE WASHDC

TO AMEMBASSY LIMA PRIORITY

AMEMBASSY BUENOS AIRES PRIORITY

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STADIS//////////

E.O. 11652: N/A

TAGS: SREF, CI (ADAM PELAYO FUENTES RIQUELINE)

SUBJECT: PAROLE OF CHILEAN REFUGEES

REF: LIMA 1054

1. DEPT. DOES NOT BELIEVE THAT FUENTES SHOULD BE DETERMINED TO BE INELIGIBLE FOR PAROLE PROGRAM SOLELY ON GROUND THAT REFUGEE FIRST FLED TO ARGENTINA PRIOR APPLICATION FOR PAROLE IN LIMA. FUENTES ORIGINALLY FLED TO BUENOS AIRES UPON LEAVING CHILE WITH INTENTION OF EVENTUALLY ENTERING U.S. HIS SISTER-IN-LAW INFORMED US THAT DURING INITIAL IMPLEMENTATION OF CHILEAN PAROLE PROGRAM, EMBASSY BUENOS AIRES ERRONEOUSLY ACCEPTED HIS APPLICATION FOR ENTRY INTO U.S. UNDER PAROLE PROGRAM GUIDELINES. UPON CLARIFICATION

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OF CRITERIA, EMBASSY LATER EXPRESSED REGRET OVER THIS

MISUNDERSTANDING. REJECTION BY EMBASSY BUENOS AIRES WAS NOT ON SUBSTANTIVE GROUNDS BUT ONLY BECAUSE PROGRAM DID NOT EXTEND TO ARGENTINA.

2. HIS SISTER-IN-LAW HAD HAD NUMEROUS CONVERSATIONS WITH DEPARTMENT OFFICIALS CONCERNING HIS INELIGIBILITY. SHE HAD BEEN CONSISTENTLY TOLD THAT WHILE THOSE CHILEAN REFUGEES IN PERU WERE ELIGIBLE FOR THE PAROLE PROGRAM, THERE WAS NO INTENTION OF EXPANDING THE CRITERIAL TO APPLY

TO THOSE CHILEAN REFUGEES IN ARGENTINA. THE IMPLICATION BEING THAT CHANCES FOR RECONSIDERATION IN PERU COULD NOT POSSIBLY BE ANY WORSE THAN THEY WERE FOR HIM IN ARGENTINA. WE BELIEVE THE TENOR OF OUR CONVERSATIONS WITH MRS. FUENTES MAY HAVE ENCOURAGED FUENTES TO PROCEED TO LIMA.

3. WITH THE RECENTLY EXPANDED CRITERIA, THERE DOES NOT APPEAR TO BE ANY OVERWHELMING OBSTACLES IN REACHING THE GOAL OF 400 PAROLEES. BY MAKING AN EXCEPTION IN THIS ONE PARTICULAR CASE, HOWEVER, WE DO NOT BELIEVE IT WOULD ESTABLISH A PRECEDENT WHEREBY WE WOULD BE DELUGED BY SIMILIAR REQUESTS FROM DISENCHANTED CHILEAN REFUGEES WHO HAD BEEN GRANTED ASYLUM IN OTHER COUNTRIES. WE BELIEVE THERE ARE EXCEPTIONAL CIRCUMSTANCES IN THIS CASE WHICH CLEARLY MAKE IT DESERVING OF RECONSIDERATION.

4. FOR BUENOS AIRES: DEPT. WOULD APPRECIATE ANY INFORMATION EMB. MAY HAVE CONCERNING THIS CASE.

5. REQUEST EMBASSY LIMA REVIEW CASE ON THE MERITS.

6. CONGRESSIONAL INTEREST INVOLVED. INGERSOLL

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PAROLE, REFUGEE RESETTLEMENT, POLITICAL PRISONERS
Control Number: n/a
Copy: SINGLE
Draft Date: 18 FEB 1976
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE039066
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760061-0139
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760237/aaaabgtd.tel
Line Count: 93
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN ORM
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: STADIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: STADIS
Reference: 76 LIMA 1054
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 07 JUL 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <07 JUL 2004 by KelleyW0>; APPROVED <07 JUL 2004 by morefirh>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: PAROLE OF CHILEAN REFUGEES
TAGS: SREF, CI, PE, US, (FUENTES RIQUELINE, ADAM PELAYO)
To: LIMA BUENOS AIRES
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006